



Linda S. Adams
Secretary for
Environmental
Protection

California Regional Water Quality Control Board Central Valley Region

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Arnold
Schwarzenegger
Governor

18 February 2009

Kevin Canada
East Bay Municipal Utility District
24235 North Cord Road
Clements, CA 95227

NOTICE OF VIOLATION, UNAUTHORIZED RELEASE, EAST BAY MUNICIPAL UTILITY DISTRICT, SACRAMENTO COUNTY

Central Valley Water Board staff has reviewed a 14 November 2008 spill report that describes an unauthorized discharge of groundwater to a dry creek (Goose Creek). The report states that on 24 October 2008 that East Bay Municipal Utility District (Discharger) discovered that a discharge hose had been moved from a designated discharge area to the nearby dry creek bed. The report states that a farmer had directed his foreman to move the discharge hose to enable the field to dry out in order to plant the winter crop. The discharge was estimated between 2,700 and 4,500 gallons and was based on a flow rate of approximately 15 gallons per minute (gpm) for a period of three to five hours. The discharge was stopped after the Discharger's contractor shut off the dewatering well pumps.

East Bay Municipal Sewer District has violated Resolution No. R5-2008-0070 as follows:

- Prohibition No. 1 of the Resolution states: *"Discharge of extracted groundwater to surface waters or surface water drainage courses is prohibited."*
- Prohibition No. 3 of the Resolution states: *"Bypass or overflow of extracted groundwater from any land application or disposal area is prohibited."*

East Bay Municipal Sewer District is also in violation of General Reporting Requirements B.1 of the Standard Provisions and Reporting Requirements for not providing a timetable for corrective actions. A copy of the Standard Provisions and Reporting Requirements is enclosed. Therefore, by **1 April 2009**, please submit a revised written spill report that includes a timetable for corrective actions, and steps that East Bay Municipal Sewer District will take to prevent future spills.

Please be advised that failure to comply with the conditions of the Resolution could result in additional enforcement actions, including an Administrative Civil Liability (fines).

California Environmental Protection Agency

If you have any questions regarding this notice of violation, please contact Guy Childs at (916) 464-4648.



STEVE E. ROSENBAUM
Senior Engineering Geologist
Compliance and Enforcement
Title 27 and Non15 Programs

Enclosure: Standard Provisions and Reporting Requirements

cc w/o enc: Steve Kalvelage, Sacramento County Environmental Management Department,
Sacramento

CWQIS Violation ID Nos: ~~802409~~
863409

gjc: 18 Feb-09